IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIFTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 12831 of 2004

Between:

J.V.Subbaiah, S/o Ramaiah,
R/o Selapadu Village, Chebrolu Mandal, Guntur District

..... PETITIONER

AND

1 The Joint Registrar/District Cooperative Officer, Guntur, Guntur District
2 The Deputy Registrar of Co-op. Societies, Guntur, Guntur District
3 The Sub Divisional Co-op. Officer, Guntur, Guntur District
O/o The Divisional Co-op. Officer, Guntur, Guntur District
4 Ravela Primary Agricultural Coop Society Ltd., No. I 918 Ravela Village, Tadikonda Mandal, Guntur District represented by its Chairperson.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly in the nature of Writ of Mandamus declaring the Sec.52 Inspection Report dated 3-2-2004 of the 3rd respondent herein i.e. the Sub-Divisional Co-op.Officer, Guntur, O/o the Divisional Co-op.Officer, Guntur, as null and void as it is without jurisdiction contrary to law, without application of mind, an abuse and a colourful exercise of power besides being violative of the very provisions Sec.52(1) of the A.P.Coop.Societies Act 7 of 1964, apart from being offending the cardinal principles of natural justice and consequently set aside the directions dated 10-6-2004 in Rc.No.838/2002-B-3 under Sec.59(1) of the said Act of the 2nd respondent herein i.e. the Deputy Registrar of Coop.Societies, Guntur, Guntur District, directing the person-in-charge committee of the Ravela Primary Agricultural Coop Society Ltd. No.I 918 Ravela Village, Tadikonda Mandal, Guntur District to suspend the petitioner herein and pass such

other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.D.V.BHADRAM

Counsel for the Respondent No.: GP FOR COOPERATION

The Court made the following :

ORDER:

The learned counsel for the petitioner seeks permission for withdrawing the writ petition. Permission is granted. The writ petition is, accordingly, dismissed as withdrawn. No order as to costs.

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(V.ESWARAIAH, J.)

15.4.2005

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To

1 The Joint Registrar/District Cooperative Officer, Guntur, Guntur District
2 The Deputy Registrar of Co-op. Societies, Guntur, Guntur District
3 The Sub Divisional Co-op. Officer, Guntur, Guntur District
O/o The Divisional Co-op. Officer, Guntur, Guntur District
4. 2 c.cs., to the Govt. Pleader for Co-operation, High Court of A.P., Hyderabad.
5. 2 C.D. copies